



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**APPLICANT:** Wary, et al

§ **ART UNIT:**

**FILED:** March 29, 2004

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**SERIAL NO.:** 10/812,238

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**EXAMINER:**

**FOR:** Uses of Vascular Endothelial Growth  
Factor and Type I Collagen Inducible  
Protein

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**DOCKET:**

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**D6563**

MS MISSING PARTS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**COMPLIANCE OF REQUIREMENTS FOR PATENT APPLICATIONS  
CONTAINING NUCLEOTIDE AND/OR AMINO ACID SEQUENCE  
DISCLOSURES**

Dear Sir:

Applicant hereby provides a computer readable form of the Sequence Listing on the enclosed compact disk and a paper copy thereof for the above-referenced application. The disk is a 700MB CD-R. The file was stored using a Macintosh computer with operating system MAC OS X as D6563SEQ in text format. I hereby state that the content of the paper copy of the Sequence Listing filed as part of the above-referenced application and the enclosed computer readable copy of the Sequence Listing are the same, and no new matter has been introduced.

Respectfully submitted,

Date: July 12, 2004

ADLER & ASSOCIATES

8011 Candle Lane

Houston, Texas 77071

(713) 270-5391

badler1@houston.rr.com

Benjamin Aaron Adler, Ph.D., J.D.

Counsel for Applicant

Registration No. 35,423



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IPW

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/812,238	03/29/2004	Kishore K. Wary	D6563

Benjamin Aaron Adler  
ADLER & ASSOCIATES  
8011 Candle Lane  
Houston, TX 77071

CONFIRMATION NO. 3362

**FORMALITIES LETTER**



\*OC000000012704481\*

Date Mailed: 05/18/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

07/16/2004 MBLANCO 00000010 071185 10812238

01 FC:2051

65.00 DA

**FILED UNDER 37 CFR 1.53(b)**

*Filing Date Granted*

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 1A-L 3A-4J, 11A-G.
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked-up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

**SUMMARY OF FEES DUE:**

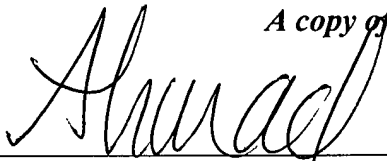
Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8

Dear Sir:

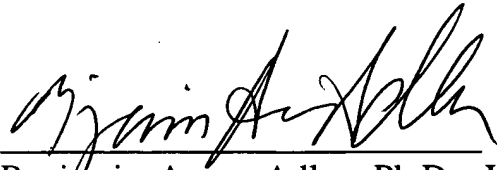
I hereby certify under 37 CFR 1.8 that the following correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to MS MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

- 1) Response to Missing Parts and Preliminary Amendment;
- 2) Sequence Listing, Compliance Statement, and CRF;
- 3) Figures 1A-1L, 3A-3F, 4A-4J, and 11A-11G;
- 4) Declarations and Power of Attorney; and
- 5) Return postcard.

Please return the enclosed postcard acknowledging receipt of this correspondence.

Respectfully submitted,

Date: July 12, 2004  
ADLER & ASSOCIATES  
8011 Candle Lane  
Houston, Texas 77071  
(713) 270-5391  
BADLER1@houston.rr.com

  
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